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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/862,789	09/21/2001	Sunday Orhomuru	06-0713-SOR.RA	8994
29043 7590 09/20/2007 WILLIAMSON INTELLECTUAL PROPERTY LAW, LLC 1870 THE EXCHANGE, SUITE 100 ATLANTA, GA 30339			EXAMINER JACOBS, LASHONDA T	
			ART UNIT 2157	PAPER NUMBER
			MAIL DATE 09/20/2007	DELIVERY MODE PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Office Action Summary

Application No.

09/862,789

Applicant(s)

ORHOMURU, SUNDAY

Examiner

LaShonda T. Jacobs

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 26 June 2007.
- 2a) ☒ This action is **FINAL**. 2b) ☐ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-4 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☐ Claim(s) _____ is/are allowed.
- 6) ☒ Claim(s) 1-4 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☐ The specification is objected to by the Examiner.
- 10) ☐ The drawing(s) filed on _____ is/are: a) ☐ accepted or b) ☐ objected to by the Examiner.
Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
- ☐ Certified copies of the priority documents have been received.
 - ☐ Certified copies of the priority documents have been received in Application No. _____.
 - ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- ☒ Notice of References Cited (PTO-892)
- ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- ☐ Information Disclosure Statement(s) (PTO/SB/08)
Paper No(s)/Mail Date _____
- ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date _____
- ☐ Notice of Informal Patent Application
- ☐ Other: _____

DETAILED ACTION

Response to Amendment

This is a Final Office Action in response to Applicant's Amendment filed on June 26, 2007.

Claims 1 and 2 have been amended. Claims 1-4 are presented for further examination.

Claim Rejections - 35 USC § 103

1. The following is a quotation of 35 U.S.C. 103(a) which forms the basis for all obviousness rejections set forth in this Office action:

(a) A patent may not be obtained though the invention is not identically disclosed or described as set forth in section 102 of this title, if the differences between the subject matter sought to be patented and the prior art are such that the subject matter as a whole would have been obvious at the time the invention was made to a person having ordinary skill in the art to which said subject matter pertains. Patentability shall not be negated by the manner in which the invention was made.

2. Claims 1 and 2 are rejected under 35 U.S.C. 103(a) as being unpatentable over Christensen (U.S. Pat. No. 6,662,193) in view of Hofmann et al (hereinafter, "Hofmann", U.S. Pub. No. 2001/0020255).

As per claims 1 and 2, Christensen discloses a systems or applications to transfer data using wireless mobile phone and any other wireless mobile devices, that are able to access, search, post, update and delete any type of data files or database using wireless mobile phone and any other wireless mobile devices and also able to access, search, post, update and delete the same files or database files online or offline or both online and offline using computer on a very secure environment with data integrity (abstract, col. 6, lines 59-67, col. 7, line 1 and col. 9, lines 48-61; see also claim 1, col. 12, lines 61-67; Christensen discloses methods and systems for gathering, updating, changing etc. data within a database through a PDA or any hand-held wireless device (mobile phone). The user is able to make changes and update the database with

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new data information. Therefore, Christensen does teach a system and method to transfer data using wireless mobile phone and any other wireless mobile devices, that are able to access, search, post, update and delete any type of data files or database using wireless mobile phone and any other wireless mobile devices and also able to access, search, post, update and delete the same files or database files online or offline or both online and offline using computer on a very secure environment with data integrity).

However, Christensen does not explicitly disclose:

- wireless mobile with browsers selected from the group consisting of WAP browsers and any other wireless mobile phone browsers.

Hofmann discloses a method and system for remote control and interaction with a run time environment component comprising:

- wireless mobile with browsers selected from the group consisting of WAP browsers and any other wireless mobile phone browsers (paragraph 0035; Hofmann discloses a user can access applications on a server from a Wireless Application Protocol (WAP) which include mobile phone and PDA).

Therefore it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Christensen by specifying the PDA as a WAP-enabled PDA for the purpose of managing data and directing the movement of the information to other devices in a timely and efficient manner.

3. Claims 3 and 4 are rejected under 35 U.S.C. 103(a) as being unpatentable over Christensen in view of Hofmann and in further view of Covington et al (hereinafter, "Covington", U.S. Pub. No. 2003/0154135).

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As per claims 3 and 4, Christensen in view of Hofmann discloses the invention substantially as claims discussed above.

However, Christensen in view of Hofmann does not explicitly disclose:

- WAP Shopping Site with catalog system that allows for the displaying, browsing and searching of products with WAP shopping cart that allows visitors to add, view and delete items ordered and allows visitors to checkout, when visitors check out they are presented with a secure page to supply their personal information with built in 24 Hour a Day, 7 Days a Week Support System providing customers with feedbacks and communications, using database like Access Database, SQL Server, Oracle Server etc, and customers are also able to shop online on this shopping site using their computers.

Covington discloses interactive in-store/in-mall and on-line shopping system and method comprising:

- WAP Shopping Site with catalog system that allows for the displaying, browsing and searching of products with WAP shopping cart that allows visitors to add, view and delete items ordered and allows visitors to checkout, when visitors check out they are presented with a secure page to supply their personal information with built in 24 Hour a Day, 7 Days a Week Support System providing customers with feedbacks and communications, using database like Access Database, SQL Server, Oracle Server etc, and customers are also able to shop online on this shopping site using their computers (paragraphs 0012, 0076, 0083, 0101 and 0130-0131); Covington teaches a user accessing an online shopping website that allows the user to browse, add and delete

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items to a shopping cart. Once the user checks out, he/she is presented with a page to enter the billing information if the information is not already stored).

Given the teaching of Covington, it would have been obvious to one of ordinary skill in the art at the time the invention was made to modify Christensen in view of Hofmann to include access to an online shopping website to allow a user to browse, add and delete products/items to a shopping cart in a timely and efficient manner thereby providing a system for easy and flexible shopping.

Response to Arguments

5. Applicant's arguments filed June 26, 2007 have been fully considered but they are not persuasive.

The Office Notes the following Arguments:

- a. The Examiner has given no reasons or citations for such rejection and thus not met the prima facie case of anticipation or obviousness.
- b. Applicant states that Covington et al (U.S. Pub. No. 2003/0154135) does not constitute as prior art and is disqualified as a reference.
- c. Applicant also notes that Examiner rejects claims 3 and 4 over a combination of Christensen '193 and Kloba et al '402 in section 2 of the Office Action of March 26, 2007. However, section 2 does not address the additional elements of a WAP Shopping Site with a catalog system...).

In response to:

- a. Examiner notes that there was a typographical error in the 103 heading for the claims that were rejected. Examiner stated that claims 3 and 4 were rejected instead of claims 1 and 2,

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which are rejected in the body of the 103 rejection. As shown above and in previous Office Action dated March 26, 2007, the Examiner has given reasons and citations for the rejection of claims 1 and 2 and thus meets the prima facie case of obviousness.

b. Examiner notes that the Covington et al reference does qualify as prior art. The priority date of the reference is November 5, 1999 in which all common subject matter is included in the reference. Thus, claims 3 and 4 still remains rejected under 35 U.S.C. 103(a) as being unpatentable over Christensen in view of Hofmann and in further view of Covington et al (hereinafter, "Covington", U.S. Pub. No. 2003/0154135).

c. Examiner notes that claims 3 and 4 were rejected under 35 U.S.C. 103(a) as being unpatentable over Christensen in view of Hofmann and in further view of Covington et al (hereinafter, "Covington", U.S. Pub. No. 2003/0154135) in the Office Action dated March 26, 2007 in which all elements of the claims were addressed. Since the Covington et al reference does qualify as prior art the rejection still remains.

Conclusion

6. Applicant's amendment necessitated the new ground(s) of rejection presented in this Office action. Accordingly, **THIS ACTION IS MADE FINAL**. See MPEP § 706.07(a). Applicant is reminded of the extension of time policy as set forth in 37 CFR 1.136(a).

A shortened statutory period for reply to this final action is set to expire **THREE MONTHS** from the mailing date of this action. In the event a first reply is filed within **TWO MONTHS** of the mailing date of this final action and the advisory action is not mailed until after the end of the **THREE-MONTH** shortened statutory period, then the shortened statutory period

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will expire on the date the advisory action is mailed, and any extension fee pursuant to 37 CFR 1.136(a) will be calculated from the mailing date of the advisory action. In no event, however, will the statutory period for reply expire later than SIX MONTHS from the date of this final action.

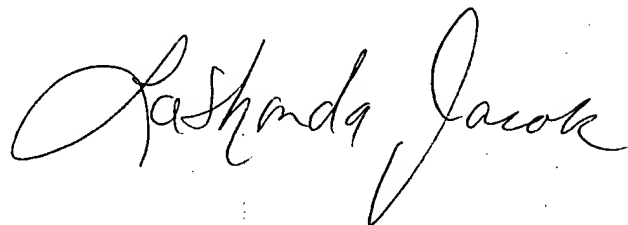
Any inquiry concerning this communication or earlier communications from the examiner should be directed to LaShonda T. Jacobs whose telephone number is 571-272-4004. The examiner can normally be reached on 8:30 A.M.-5:00 P.M..

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Ario Etienne can be reached on 571-272-4001. The fax phone number for the organization where this application or proceeding is assigned is 571-273-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free). If you would like assistance from a USPTO Customer Service Representative or access to the automated information system, call 800-786-9199 (IN USA OR CANADA) or 571-272-1000.

LaShonda T Jacobs
Examiner
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ltj
September 18, 2007

A handwritten signature in black ink, reading "LaShonda T. Jacobs". The signature is written in a cursive, flowing style with a large, prominent "L" and "J".